

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA**

STAR WASTE SERVICES, LLC,)	
ENGLUND BROS. COMPANY, INC.,)	
STAR WASTE DISPOSAL, LLC,)	
AMERICAN WASTE NETWORK, LLC,)	
AMERICAN WASTE SERVICES, LLC,)	
LADIES FIRST WASTE, LLC,)	
)	
Plaintiffs,)	
)	
v.)	No. 1:07-CV-127
)	
)	Chief Judge Curtis L. Collier
U.S. WASTE, LLC,)	
CLARENCE JOSEPH EMMER,)	
DAN FRANKLIN EMMER, SR.,)	
DAN FRANKLIN EMMER, JR.,)	
JASON R. EMMER,)	
GEORGE FRANKLIN EMMER,)	
BUD FRANKLIN EMMER, JR.,)	
)	
Defendants.)	

ORDER

Before the Court is Defendants' motion for summary judgment (Court File No. 72). Defendants filed a statement of material facts (Court File No. 73) and memorandum in support of their motion (Court File No. 74). Plaintiffs filed a response in opposition to the motion (Court File No. 87) and a response to the statement of facts (Court File Nos. 88, 93). Defendants filed a reply (Court File No. 91). For the reasons discussed in the accompanying memorandum, the motion (Court File No. 72) is **GRANTED** as to the federal claims against Defendants. In addition, the Court declines to exercise supplemental jurisdiction over the remaining state claims and counterclaims and **REMANDS** the case to the Circuit Court of Hamilton County, Tennessee.

Plaintiffs also filed a motion to continue the trial date (Court File No. 102). Since this Order

resolves the case in federal court, Plaintiffs' motion (Court File No. 102) is **DISMISSED AS MOOT.**

The Clerk's Office is **DIRECTED** to close the case.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE